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OCT 19 2005

**RESPONSE AFTER FINAL REJECTION
EXPEDITED EXAMINING PROCEDURE- GROUP 1600/ART UNIT 1618****IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

APPLICANTS : HEINER MAX ET AL.
SERIAL NO. : 10/021,627
FILED : December 12, 2001
FOR : USE OF FOLIC ACID AND/OR DERIVATIVES THEREOF
FOR THE PREPARATION OF COSMETIC OR
DERMATOLOGICAL PREPARATIONS FOR THE
PROPHYLAXIS OF DAMAGE TO DNA INTRINSIC TO THE
SKIN AND/OR FOR THE REPAIR OF EXISTING DAMAGE
TO DNA INTRINSIC TO THE SKIN
ART UNIT : 1618
EXAMINER : V. Kim

October 19, 2005

BOX AF
Hon. Commissioner of Patents
P.O. Box 1450
Alexandria, VA 22313-1450

NOTICE OF APPEAL

SIR:

Applicants hereby appeal to the Board of Appeals and Patent Interferences from the decision dated April 19, 2005, of the Primary Examiner finally rejecting claims 19-32.

Applicant is other than a small entity.

HEINER MAX ET AL.
USSN 10/021,627
REPLY TO OFFICE ACTION DATED APRIL 19, 2005
NOTICE OF APPEAL OF OCTOBER 19, 2005

Please charge the appeal fee to Deposit Account No. 14-1263 and please charge the same account for any additional fee required and please credit the same account for any excess fee paid.

Early and favorable action is earnestly solicited.

Respectfully submitted,

NORRIS MCLAUGHLIN & MARCUS, P.A.

By 

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